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Docket No. VTN568CIP1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frank Neely, et al.

Serial No. : 10/748,621

Art Unit:

Filed

: December 30, 2003

Examiner:

For

: ANTIMICROBIAL CONTACT LENSES AND METHODS FOR THEIR

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(Date of Deposit)

Linda Long
(Name of appAicant, assignee, or Registered Representative)

October 7, 2005

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Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

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This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required. In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with [ ] the first or ☐second After Final Submission, therefore: Statement in Accordance with §1.97(e) (attached); or Please charge Deposit Account No. 10-/ the fee of \$180.00 as set forth in §1.17(p). In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

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Copies of each of the references listed on the
attached Form PTO-1449 are enclosed herewith.
Copies of references listed on the attached Form PTC 1449 are enclosed herewith EXCEPT THAT:
In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.
☐ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98
(a) (2).

☐ There are no listed references which are not in the
English language.
igties The relevance of those listed references which are
not in the English language is as follows: A translation is
provided herwith.
corresponding patent application(s), which are listed on the
attached Submission Under MPEP 609 D.
Attached are the following non-published pending
patent applications which may be deemed relevant, which are
listed on the attached Submission Under MPEP 609 D.
Please charge any deficiency or credit any overpayment to
Deposit Account No. 10-0750/VTN-568CIP1/KAH. This form is
submitted in triplicate.
Respectfully submitted,
Karen A. Harding Reg. No. 33,967 Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (904) 443-3074 DATED: October 7, 2005 Under the Paper wom.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary) Sheet 1 of 1

0	a collection of information unless it displays a	a valio OMB control number.
	Application Number	10/748,621
	Filing Date	December 30, 2003
	First Named Inventor	Frank Neely
	Group Art Unit	n/a
	Examiner Name	n/a
	Attorney Docket Number	VTN-568CIP1

				U.S. PATENT DOCUMENTS		
	Cite	U.S. Patent Document			Data of D. blication	Daniel Caleman Linea
Examiner Initials		Number	Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	
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## **FOREIGN PATENT DOCUMENTS** Pages, Columns, Lines, Foreign Patent Document Date of Publication of where relevant Name of Patentee or Cited passages or relevant Cite Examiner T<sup>6</sup> Applicant of Cited Document Document figures appear Initials Number<sup>4</sup> KindCode<sup>5</sup> No.1 mm-dd-yyyy DE 10024 363 Woehik Contact-Linsen GmbH 11-29-2001 Αl Johnson & Johnson Vision Care, 06-27-2002 02/49683 wo Johnson & Johnson Vision Care, wo 03/011351 02-13-2003

Examiner	Date	
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1 Unique citation designation number. 2 See attached Kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible, 6 Applicant is to place a check mark here if English language Translation is attached.

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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SUBMISSION UNDER MPEP 609 D

10/748,621
December 30, 2003
Frank Neely
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Page 1 of 1

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		U.S. PA	TENT DOCUMENTS		
	Cite Nan		U.S. Patent Document		
Examiner Initials		Name of Patentee or Applicant of Cited Document	Number	Kind Code <sup>2</sup> (if known)	Pages, Columns, Lines, where relevant passages o relevant figures appear
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FOREIGN PATENT DOCUMENTS Pages, Columns, Lines, where relevant passages or relevant figures Foreign Patent Document Name of Patentee or Examiner Initials Cite Applicant of Cited Document Office<sup>3</sup> Number⁴ KindCode⁵ appear OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), Cite No.1 title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published T<sup>2</sup> Examiner Initials\* PCT International Search Report, dated April 26, 2005 for PCT Int'l Appln. No. PCT/US2004/043722

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